

APR 28 2010

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April 28, 2010

VIA FACSIMILE

To: Examiner: Tsegaye, Saba
 Group Art Unit: 2467
 U.S.P.T.O. Facsimile No.: 571-273-8300

From: Donald A. DiPaula, Esq. Facsimile No.: 703-761-2375 or 76

Re: Amendment Under 37 C.F.R. § 1.116
 U.S. Patent Application Serial No.: 10/642,480
 Our Reference No.: MAT.024

Dear Examiner Tsegaye:

Transmitted herewith is an Amendment Under 37 C.F.R. § 1.116 which is responsive to the Final Office Action dated December 28, 2009. Thank you in advance for your kind consideration on this case.

Very truly yours,

Donald A. DiPaula, Esq.
 Registration No. 58,115

DAD/SMM/lec
 Attachment

Sean M. McGinn, Esq.
 Registration No. 34,386

Number of pages (including this cover sheet): 40

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CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that I am filing this Amendment of Application No. 10/642,480, via facsimile, to Examiner Saba Tsegaye, Group Art Unit 2467, at (571) 273-8300.

Respectfully Submitted,

Date: April 28, 2010



Donald A. DiPaula, Esq.
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